# SPECIAL PROCESSING SUBMISSION

#### CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being sent via facsimile transmission to (571) 273-0025 and addressed to: Mail Stop 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: November 17, 2005

Allison M. Cowan

**Docket Number** 36856.1131

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tetsuo TAKESHIMA et al.

Serial No.: 10/680,572

Filing or 371(c) Date: October 7, 2003

Title: PIEZOELECTRIC DIAPHRAGM AND PIEZOELECTRIC ELECTROACOUSTIC

TRANSDUCER USING THE SAME

Art Unit: 2834

Examiner: M. Budd

#### INFORMATION DISCLOSURE STATEMENT

**FAX RECEIVED** 

Mail Stop 313(c) Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOV 1 7 2005

OFFICE OF PETITIONS

Dear Sir:

Pursuant to 37 C.F.R. § 1.56, submitted herewith are copies of two (2) references cited in the enclosed Official Communication issued in a corresponding German Patent Application. For the Examiner's convenience, we have enclosed an English translation of the Official Communication from the corresponding German Patent Application and a completed Form PTO-1449. Applicants have had this translation prepared by a professional translation service and applicants presently have no reason to doubt that the translation is accurate. However, Applicants have not independently verified the accuracy of such translation, and accordingly, submission of the same should not be taken as a binding admission by Applicants that the translation is accurate.

Applicants cite Reference No. 2 because it is the U.S. equivalent of Reference No. 3.

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Applicants do not provide copies of the U.S. references, as it is no longer a USPTO requirement.

The statement is not a representation that all of the information cited is necessarily effective as prior art against the application.

I hereby state that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this statement, and that this is the first citation of these prior art references by a foreign patent office in a counterpart foreign patent application.

Accordingly, no fee is necessary for the filing of this statement. Should the Commissioner determine otherwise, the Commissioner is authorized to charge Deposit Account No. 50-1353 for any fee shortages, including the petition fee under 37 C.F.R. § 1.17(p).

Applicants respectfully request that the cited references be made of record in the subject application.

Date: November 17, 2005

Respectfully submitted,

Attorneys for Applicants

Joseph R. Keating Registration No. 37,368

Christopher A. Bennett Registration No. 46,710

Peter M. Medley Registration No. 52,125

**KEATING & BENNETT LLP** 

8180 Greensboro Drive, Suite 850 Tyson's Corner, VA 22102

Telephone: (703) 637-1480 Facsimile: (703) 637-1499

PTO/SB/08A (04-03)

Substitute for form 1449/PTO

### INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

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Complete If Known				
Application Number	10/680,572			
Filing or 371(c) Date	October 7, 2003			
First Named Inventor	Tetsuo TAKESHIMA			
Art Unit	2834			
Examiner Name	M. Budd			
Attorney Docket Number	36856.1131			

			U.S. PATE	NT DOCUMENTS	Pages, Columns, Unes, Where
Examiner	Cite	Document Number	Publication Date MM -YYYY	Name of Patentee or Applicant of Cited Document	Relevant Passages or Relevant
Initials*	No.1	Number-Kind Code <sup>2(If known)</sup>	[AllAl -1 1 1 1		Figures Appear
	1	2002/0195901	12-2002	Takeshima et al.	
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<sup>\*</sup>Examiner: initial it reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant.

Applicant unique citation designation number (optional). \*See Kind Codes of USPTO Patent documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. \*Enter 1 Applicant unique citation designation number (optional). \*See Kind Codes of USPTO Patent documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. \*Enter 1 Applicant unique citation of the year of the Office that issued the documents by the two-letter code (WIPO Strandard ST.3). \*Indicate the serial number of the patent document. \*Kind of document by the appropriate symbols as indicated on the reign of the Employed Strandard ST. 16 if applicant is to place a check most large if English instructed Abstract is attached. document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language Abstract is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.

Substitute for form 1449/PTO

Complete if Known

10/680,572 October 7, 2003 PTO/SB/08A (04-03)

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Of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page volume-issue number(s), publisher, city and/or country where published.				here published.	
	4 Official Communication dated October 12, 2005, issued in the corresponding German Application Number 103 54 026.1-35 (with full English translation).				x
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**Application Number** 

Filing or 371(c) Date

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<sup>\*</sup>Examiner: Initial if reference considered, whether of not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered, include copy of this form with next communication to applicant. <sup>1</sup> Applicant unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14.